

ICA APPENDIX A
Storm Water Pollution Control Plan Enforcement Program Memo



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
US ARMY INSTALLATION MANAGEMENT COMMAND, PACIFIC REGION
HEADQUARTERS, UNITED STATES ARMY GARRISON, HAWAII
745 WRIGHT AVENUE, BUILDING 107, WHEELER ARMY AIRFIELD
SCHOFIELD BARRACKS, HAWAII 96857-5000

IMHW-ZA

MEMORANDUM FOR ALL Military Personnel and Department of Defense Civilian Employees within United States Army Garrison, Hawaii (USAG-HI) Installations

SUBJECT: Policy Memorandum USAG-HI-62, Storm Water Pollution Control Plan Enforcement Program

1. References.

a. Army Regulation (AR) 200-1, Environmental Protection and Enhancement, 13 Dec 07.

b. USAG-HI National Pollutant Discharge Elimination System Permit Number HI S000090, 7 Apr 14.

c. Policy Memorandum USAG-HI-4, Environmental Compliance and Protection Program, 5 Nov 14.

2. Purpose. To provide a formal, written Storm Water Pollution Control Plan (SWPCP) enforcement policy statement to ensure that garrison facilities and activities are in compliance with the requirements of the USAG-HI National Pollutant Discharge Elimination System (NPDES) permit to prevent or reduce pollutant runoff.

3. Background. The State Department of Health (SDOH), Clean Water Branch (CWB) issued USAG-HI an NPDES permit effective 7 Apr 14. This policy is prepared in compliance with Part D.1.g. of the permit which requires USAG-HI to perform the following:

“The Permittee shall develop and implement an industrial and commercial discharge management program to reduce to the Maximum Extent Practicable the discharge of pollutants from all industrial and commercial facilities and activities which initially discharge into the Permittee's Municipal Separate Storm Sewer System.”

4. Applicability. This policy applies to all Soldiers, Civilians, Family members, contractors, and other personnel who work on, reside on, or visit any US Army installation, facility, or work site in the State of Hawaii.

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5. General.

a. Inspections. In accordance with the USAG-HI NPDES permit, annual inspections for compliance with the SWPCP, including its site-specific plans and Best Management Practices (BMPs), will be performed by the Directorate of Public Works (DPW), Environmental Division.

(1) The majority of facilities are inspected under the Environmental Compliance Officer (ECO) Program per Policy Memorandum USAG-HI-4, Environmental Compliance and Protection Program, 15 May 14. Enforcement and penalties shall be carried out by the ECO Program.

(2) For facilities that do not fall under the ECO Program, annual inspections are conducted by the DPW Clean Water Program. For each inspection, a checklist will be completed and follow-up actions identified.

b. Enforcement for facilities that do not fall under the ECO Program. At facilities that do not fall under the ECO Program, the tenant is responsible for implementing the recommended BMPs. If the inspection finds that BMPs are not being implemented, the following enforcement procedure will be initiated:

(1) The tenant will be notified of the deficiency on the spot, and the tenant shall immediately correct the deficiency.

(2) If the deficiency cannot be corrected immediately, the DPW Clean Water Program will issue a written finding including copies of the inspection checklist, photographs, and sampling results, if applicable, to the tenant point of contact within five (5) working days. The tenant shall correct the deficiency and provide a written response to the DPW Environmental Division within ten (10) calendar days from the date of notification. The response should address what actions were taken to correct the deficiency and when they were completed and include photos of the corrections made.

(3) As needed, the DPW Clean Water Program will conduct a re-inspection to ensure that the deficiency has been corrected.

c. Penalties for facilities that do not fall under the ECO Program. For facilities that do not fall under the ECO Program, the tenant is responsible for penalties if the identified deficiencies are not corrected within ten (10) calendar days from the date of notification. If the issues are not addressed then DPW will contact the HDOH as described below.

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(1) In the event USAG-HI has exhausted all available sanctions and cannot bring a facility or activity into compliance, or otherwise deems the facility or activity an immediate and significant threat to water quality, the Permittee shall provide email notification to cleanwaterbranch@doh.hawaii.gov, Attn: Enforcement Section Supervisor within one (1) week of such determination. Email notification shall be followed by written notification and include a copy of all inspection checklists, notes, photographs, and related correspondence within two (2) weeks of the determination. All resulting cost, fines, and penalties shall be the responsibility of the inspected tenant/activity.

d. Record Keeping. Inspection reports shall be kept on file with the DPW Environmental Division. Records shall be kept for five (5) years in accordance with the permit.

6. This policy supersedes Policy Memorandum USAG-HI-62, SAB, dated 4 Jun 14 and remains in effect until superseded or cancelled in writing.

7. The SWPCP Enforcement Program policy shall be given widest dissemination. This policy memorandum will be available for download at: www.garrison.hawaii.army.mil/sites/policies/policies.asp and available to the public upon request.

8. Proponent. The proponent for administration of the USAG-HI SWPCP is the DPW Environmental Division, at 656-5790.

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Commanding

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